IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

WP(C).No. 13954 of 2007(J)

PETITIONER:

NAZEERA K.M., W/O. ABDUL LATHEEF,
KUNNEKUDIYIL HOUSE, MANIKINAR P.O.,
KOTHAMANGALAM. (ANGANWADI WORKER,
ANGANWADI NO.196, PALLARIMANGALAM GRAMA
PANCHAYATH).

BY ADV. SRI.K.A.JALEEL
SRI.N.K.POULOSEKUTTY

RESPONDENTS:

---

1. THE DIRECTOR,
SOCIAL WELFARE DEPARTMENT, GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM.

2. THE CHILD DEVELOPMENT PROJECT OFFICER
(CDPO), ICDS PROJECT OFFICE, KOTHAMANGALAM.

3. PALLARIMANGALAM GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY, PALLARIMANGALAM,
KOOVALLOOR P.O., ERNAKULAM DISTRICT.

BY GOVERNMENT PLEADER SRI.NANDAKUMAR
SRI.PMA.KALAM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 14/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC.NO.13945/2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 COPY OF APPOINTMENT ORDER NO.385/04 DTD 7.2.2007 ISSUED BY R2.

EXT.P2 COPY OF MINUTES OF THE MEETING OF THE WELFARE COMMITTEE OF PALLARIMANGALAM GRAMA PANCHAYATH HELD ON 5.2.07.

EXT.P3 COPY OF DECISION DTD 27.3.07 TAKEN BY R3 GRAMA PANCHAYATH

EXT.P4 COPY OF THE DECISION DTD 30.9.07 TAKEN BY R3

RESPONDENTS' EXHIBITS:

EXT.R2(a) COPY OF THE G.o.NO.35/06/SWD TVM DTD 11.10.06.

EXT.R2(b) COPY OF G.O.NO.2/07/SWD/TVM DTD 6.1.07.

/TRUE COPY/

V.GIRI,J.

W.P (C) No. 13954 of 2007

Dated this the 14th November, 2007

J U D G M E N T

The petitioner is working as Anganwadi worker in Anganwadi No.196 coming under the 3rd respondent Panchayat. She approaches this Court seeking a direction to the 2nd respondent not to appoint any Anganwadi Worker in the place of the petitioner without the approval of the Welfare Committee constituted for the said Anganwadi. Pursuant to the interim orders passed by this Court, the petitioner continues as Anganwadi Worker, it is contended.

2. Learned Standing Counsel for the Panchayat submits that regular selection has been effected and regular hand has been appointed in the place of the petitioner pursuant to the recommendations of the Committee. Therefore, the petitioner cannot continue in service.

3. Learned counsel for the petitioner submits that as there are two other vacancies in the said Anganwadi, the 2nd respondent may consider retaining the petitioner therein pending appointment of the regular hands in the existing vacancies.

After having heard the learned counsel for the petitioner and the learned Government Pleader, this writ petition is disposed of directing the 2nd respondent to consider the claim of the petitioner and take appropriate decision thereon. It is made clear that regular appointment shall be effected in accordance with the instructions regulating the appointment of Anganwadi Workers on regular basis.

(V.GIRI, JUDGE)

ma

K.THANKAPPAN,J

CRL.A. NO.92 OF 1999

ORDER

25th May, 2007